

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

**21-CR-07-LJV-JJM**

v.

JOHN STUART,

Defendant.

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**NOTICE OF MOTION**

**MOTION BY:**

Jeffrey T. Bagley, Assistant Federal Public  
Defender

**DATE, TIME & PLACE:**

Before the Honorable Jeremiah J. McCarthy, United  
States Magistrate Court Judge, Robert H. Jackson  
United States Courthouse, 2 Niagara Square,  
Buffalo, New York, **on the papers submitted.**

**SUPPORTING PAPERS:**

Affirmation of Assistant Federal Public Defender  
Jeffrey T. Bagley, dated February 18, 2022.

**RELIEF REQUESTED:**

A one-week extension on the defense's reply to the  
government's opposition currently due on February  
22, 2022.

**DATED:**

Buffalo, New York, February 18, 2022.

Respectfully submitted,

/s/ Jeffrey T. Bagley

Jeffrey T. Bagley  
Assistant Federal Public Defender  
Federal Public Defender's Office  
300 Pearl Street, Suite 200  
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(716) 551-3341, (716) 551-3346 (Fax)  
*jeffrey\_bagley@fd.org*  
*Counsel for Defendant John Stuart*

**TO:** Laura A. Higgins  
Assistant United States Attorney

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

**21-CR-07-LJV-JJM**

v.

**AFFIRMATION**

JOHN STUART,

Defendant.

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**JEFFREY T. BAGLEY**, affirms under penalty of perjury that:

1. I am an Assistant Federal Public Defender for the Western District of New York and I represent the defendant, John Stuart, in the instant matter.
2. A reply to the government's opposition to Mr. Stuart's objection is currently due on February 22, 2022.
3. I request a one-week extension to work on that briefing.
4. Assistant United States Attorney Laura Higgins has no objections.
5. The parties have no objection to keeping in place the current oral argument date of

March 11, 2022.

**WHEREFORE**, it is respectfully requested that the defense have a one-week extension to submit their reply to the government's opposition to Mr. Stuart's objections.

**DATED:** Buffalo, New York, February 18, 2022.

Respectfully submitted,

**/s/ Jeffrey T. Bagley**

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**TO:** Laura A. Higgins  
Assistant United States Attorney